THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.25469 of 2006

08.12.2006

Between:

B. Chinnamma

..Petitioner

And

1. The Panchayat Secretary, Maruru Village, Rapthadu Mandal, Anantapur District and others.

..Respondents

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.25469 of 2006

ORDER:

The petitioner was assigned a house site under the Integrated Novel Development in Rural and Model Municipal Areas (Indiramma) Scheme, by proceedings No.18/2006/B, dated 22.04.2006. The petitioner is required to construct a house on the plot as per the norms. The petitioner was allegedly given possession and she started construction on the plot of land comprised in R.S.No.983-1 (old survey No.692) situated at Maruru Village of Rapthadu Mandal in Anantapur District. It appears, the second respondent sent a report to the third respondent to the effect that the petitioner started construction in survey No.977-2, when she was assigned patta for house site in survey No.983-1. Taking cognizance of the report, the third respondent while ordering further enquiry, ordered *status quo* and directed the second respondent to see that no further construction shall be made till finalisation of the matter.

The petitioner submitted an explanation to the third respondent through a counsel denying the allegations made in the impugned order/proceedings dated 12.11.2006. The same is still pending. The petitioner, however, alleges that pending consideration of the representation, if the construction is stopped, she would suffer irreparable loss.

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue (General-A).

This Writ Petition has no merit. As there was a report from the second respondent that the petitioner is allegedly constructing in survey No.977-2, the construction was stopped. That is the proper course of action. If ultimately, in the enquiry, it is found that what the Mandal Revenue Officer said in his report, dated 08.11.2006 is correct, the same might cause prejudice to other persons. In a matter of this nature, it would be proper for this Court to direct the third respondent to consider the explanation submitted by the petitioner on 21.11.2006 and pass orders within a period of one week from the date of receipt of a copy of this order, if necessary by taking up personal inspection.

The Writ Petition, with the above observation, is accordingly dismissed. There shall be no order as to costs.

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(V.V.S.RAO, J)

08.12.2006

GJ